IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

THURSDAY, THE 6TH SEPTEMBER 2007 / 15TH BHADRA 1929

WP(C).No. 26205 of 2007(T)

PETITIONER:

CENTRAL JUMA MASJID,
THALAKODE, KOTHAMANGALAM, REPRESENTED BY
ITS SECRETARY C.A.NOUSHAD.

BY ADV. SRI.BABU KARUKAPADATH
SMT.M.A.VAHEEDA BABU

RESPONDENTS:

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1. THE DISTRICT COLLECTOR,
ERNAKULAM.

2. DISTRICT MEDICAL OFFICER,
ERNAKULAM.

3. THE SECRETARY,
KAVALANGAD GRAMA PANCHAYAT, NELLIMATTAM,
KOTHAMANGALAM.

R1 & R2 BY ADV. SRI.K.J. MOHAMMED ANZAR, GOV.PLEADER.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) No. 26205 OF 2007

Dated this the 6th day of September, 2007

JUDGMENT

This Writ Petition has been filed by the petitioner complaining that there has been delay on the part of the 1st respondent Statutory Authority in disposing of the petitioner's application for establishment of a new burial ground. The learned Government Pleader on instructions submits that the 1st respondent is not at all to blame for the delay. According to him, it was only on 11.07.07 that a fresh application free of defects was submitted by the petitioner.

Having considered the submissions, I do not propose to decide as to who is responsible for the delay, if any, which has been caused in the matter. I dispose of the Writ Petition directing the 1st respondent to finally dispose of the application filed by the petitioner and recommended by the Panchayat for establishment of the burial ground at the earliest and at the latest by 15.11.07. It is needless to mention that the disposal shall be in accordance with law.

PIUS C. KURIAKOSE, JUDGE

btt